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 Counterclaimants/Third-Party Plaintiffs*

**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

JOHN MAKRANSKY, an individual,

Plaintiff,

vs.

DAVID DOTO, an individual; and JENNA  
 WELLS-DOTO, an individual,

Defendants.

CASE NO. 2:16-cv-00563-JCM-CWH

**STIPULATION AND ORDER TO  
 WITHDRAW CERTAIN CLAIMS AND  
 FOR DISMISSAL WITH PREJUDICE**

**AND ALL RELATED CLAIMS**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Defendants/Counterclaimants/Third-Party Plaintiffs David Doto and Jenna Wells-Doto, by and through their attorneys, the law firm of Dickinson Wright PLLC, and Plaintiff/Counterdefendant John Makransky, by and through his counsel, the law firm of Snell & Wilmer L.L.P., STIPULATE AND AGREE:

1. Makransky's fraudulent transfer claim (Count V) and fraud and conspiracy to defraud claim (Count VI, but misidentified as Count IV) in his Amended Complaint [ECF No. 17] are hereby withdrawn with prejudice.

2. David Doto's fraudulent inducement claim (Count I) and fraudulent misrepresentation claim (Count VI) in his Amended Counterclaim [ECF No. 59] are hereby withdrawn with prejudice.



3. The Dotos' intentional infliction of emotional distress claim (Count V) in their Amended Counterclaim and Third-Party Complaint [ECF No. 59] is hereby withdrawn with prejudice.

4. This matter, including all remaining claims, counterclaims, and third-party claims shall be dismissed with prejudice.

5. Each party shall bear its own attorneys' fees and costs.

6. The case is concluded and may be dismissed.

DATED this 2nd day of March 2017.

SNELL & WILMER L.L.P.

/s Patrick G. Byrne

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DATED this 2nd day of March 2017.

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**ORDER**

IT IS SO ORDERED.

  
UNITED STATES DISTRICT COURT JUDGE

DATED: March 10, 2017